

STATE OF VERMONT
PUBLIC SERVICE BOARD

Docket No. 7235

Petition of Raymond Richard v. Village of Lyndonville)
Electric Department In Re: dispute concerning payment)
of contribution in aid-of-construction funds to run)
electric power to Mr. Richard's property in East Haven,)
Vermont)

Order entered: 6/18/2010

HEARING OFFICER REPORT AND RECOMMENDATION

This Docket was originally opened in response to a petition filed on October 24, 2006, by Raymond Richard requesting that the Board resolve a dispute between Mr. Richard and the Village of Lyndonville Electric Department ("Lyndonville") concerning payment of contribution-in-aid-of-construction funds to deliver electric power to Mr. Richard's property in East Haven, Vermont.

On July 31, 2008, the Hearing Officer¹ issued a memorandum requesting an update on the status of this Docket by August 20, 2008. The only party to file a response to the July 31 memorandum was the Petitioner, who filed a letter stating that the subject property was set for a public sale on August 15, 2008, and further stated that it would advise the Board of the results of the sale shortly after that date. There has been no further correspondence in this Docket since that time.

On January 21, 2010, the Clerk of the Board issued a memorandum stating:

Since there has been no activity in this Docket for more than a year, it appears that this Docket should be closed. If any party believes that the Docket should not be closed, they should file a letter, by February 19, 2010, explaining why the Docket should be kept open.

No party filed comments on the January 21 memorandum.

1. The undersigned Hearing Officer was recently assigned to replace the previous Hearing Officer.

Because no party requested that this Docket be kept opened, I recommend that the Board close this Docket.

Additionally, since no party objected to closing this Docket, I conclude that this report and recommendation is not adverse to any party and therefore have not circulated it for comment pursuant to 3 V.S.A. § 811. This report is made to the Public Service Board pursuant to 30 V.S.A. § 8.

Dated at Montpelier, Vermont, this 15th day of June, 2010.

s/Edward McNamara
Edward McNamara, Esq.
Hearing Officer

ORDER

IT IS HEREBY ORDERED, ADJUDGED AND DECREED by the Public Service Board of the State of Vermont that:

1. The Report and Recommendation of the Hearing Officer is accepted.
2. This Docket shall be closed.

Dated at Montpelier, Vermont, this 18th day of June, 2010.

<u>s/ James Volz</u>)	
)	PUBLIC SERVICE
)	
<u>s/ David C. Coen</u>)	BOARD
)	
)	OF VERMONT
<u>s/ John D. Burke</u>)	

OFFICE OF THE CLERK

FILED: June 18, 2010

ATTEST: s/ Susan M. Hudson
Clerk of the Board

NOTICE TO READERS: This decision is subject to revision of technical errors. Readers are requested to notify the Clerk of the Board (by e-mail, telephone, or in writing) of any apparent errors, in order that any necessary corrections may be made. (E-mail address: psb.clerk@state.vt.us)

Appeal of this decision to the Supreme Court of Vermont must be filed with the Clerk of the Board within thirty days. Appeal will not stay the effect of this Order, absent further Order by this Board or appropriate action by the Supreme Court of Vermont. Motions for reconsideration or stay, if any, must be filed with the Clerk of the Board within ten days of the date of this decision and order.